

**UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA**

IN RE: PORK ANTITRUST
LITIGATION

Case No. 0:18-cv-01776-JRT-JFD

MDL 2998

This document relates to:

*McLane Company, Inc. et al. v.
Agri Stats et al.*

Case No. 0:23-cv-00472-JRT-JFD

**McLANE PLAINTIFFS' NOTICE OF JOINDER IN DIRECT ACTION
PLAINTIFFS' CONSOLIDATED COMPLAINT**

1. Pursuant to Pretrial Order No. 4, dated December 13, 2022 (ECF No. 1675),

Plaintiffs McLANE COMPANY, INC. d/b/a McLane/Southwest, McLane/Southeast, McLane Southeast, McLane/Northwest, McLane/Southeast – Dothan, McLane/High Plains, and McLane/North Texas; McLANE/MID-ATLANTIC, INC. d/b/a McLane/Carolina and McLane Mid-Atlantic; McLANE/MIDWEST, INC. d/b/a McLane/Cumberland, McLane/Midwest, McLane Midwest, and McLane/Ozark; McLANE MINNESOTA, INC.; McLANE NEW JERSEY, INC; McLANE/EASTERN, INC. d/b/a McLane/Northeast, McLane/Northeast-Concord, and McLane PA; McLANE/SUNEAST, INC. d/b/a McLane/Pacific, McLane/Southern California, McLane/Sunwest, McLane Sunwest, McLane/Sunwest, McLane Ocala; McLANE OHIO, INC.; McLANE/SOUTHERN, INC.; McLANE/WESTERN, INC; McLANE EXPRESS, INC., d/b/a C.D. Hartnett Company, Inc.; KINEXO, INC.; McLANE FOODSERVICE DISTRIBUTION, INC.; and McLANE FOODSERVICE, INC. (collectively “McLane”

Plaintiffs” or “McLane”), by and through undersigned counsel, hereby join Direct Action Plaintiffs’ Consolidated Complaint, dated December 5, 2022 (ECF No. 1659) (the “Consolidated Complaint”).

2. McLane Plaintiffs join the Consolidated Complaint, adding the following to specify their cause of action as well as the Defendants and named co-conspirators in their action.

Direct Action Plaintiff Group	Plaintiffs	Named Defendants	Named Co-Conspirators	Cause of Action
CF DAPs	McLANE COMPANY, INC. d/b/a McLane/Southwest, McLane/Southeast, McLane Southeast, McLane/Northwest, McLane/Southeast – Dothan, McLane/High Plains, and McLane/North Texas; McLANE/MID-ATLANTIC, INC. d/b/a McLane/Carolina and McLane Mid-Atlantic; McLANE/MIDWEST, INC. d/b/a McLane/Cumberland, McLane/Midwest, McLane Midwest, and McLane/Ozark; McLANE MINNESOTA, INC.; McLANE NEW JERSEY, INC; McLANE/EASTERN, INC. d/b/a McLane/Northeast, McLane/Northeast- Concord, and McLane PA; McLANE/SUNEAST, INC. d/b/a McLane/Pacific, McLane/Southern California, McLane/Sunwest, McLane Sunwest, McLane/Suneast, McLane Ocala; McLANE OHIO, INC.; McLANE/SOUTHERN, INC.; McLANE/WESTERN, INC; McLANE EXPRESS, INC., d/b/a C.D. Hartnett Company, Inc.; KINEXO, INC.; McLANE FOODSERVICE DISTRIBUTION, INC.; and McLANE FOODSERVICE, INC.	Agri Stats Inc.; Clemens Food Group, LLC; The Clemens Family Corporation; Hormel Foods Corporation; Hormel Foods, LLC; JBS USA Food Company; Seaboard Foods LLC; Triumph Foods, LLC; Tyson Foods, Inc.; Tyson Prepared Foods, Inc.; and Tyson Fresh Meats, Inc.	Smithfield Foods, Inc.; Indiana Packers Corporation; Daily’s Premium Meats, LLC; and Seaboard Triumph Foods, LLC	Count I: 15 U.S.C.§ 1

3. McLane Plaintiffs adopt the following definition of “Pork” as: “Pork” includes a variety of meat products from pigs (also referred to in the industry as porcine or swine) purchased fresh, frozen, processed, rendered or non-rendered, including but not limited to any and all processed pork products (e.g., smoked ham, sausage, bacon, pepperoni, lunch meats), and other processed products containing pork.

Dated: March 2, 2023

/s/ David B. Esau

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